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Attorney for Defendant
THOMASHA MAYFIELD

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, **Plaintiff,** **v.** **THOMASHA MAYFIELD & TONY PATTON,** **Defendants.**	**No. CR-13-05-RS** **STIPULATION AND [PROPOSED] ORDER CONTINUING FEB. 19, 2013 STATUS CONFERENCE TO MARCH 26, 2013**

STIPULATION

On February 6, 2013, Ms. Mayfiled appeared before the Honorable Maria Elena James with present counsel and was arraigned. At that time, a status conference date of February 19, 2013 had already been set before the Honorable Richard Seeborg. Counsel informed the assistant U.S. attorney, Ms. Cadet, that two weeks would not be enough time to procure and review the discovery in the case, which currently amounts to 28 discs of information. Ms. Cadet was amenable to continuing the status date. Counsel also spoke with Mr. Patton's attorney, Ms. Maxwell, who indicated that she had not yet

received all of the pertinent discovery from Colour Drop and will require more time to obtain and review it.

Counsel then contacted Ms. Lew, Judge Seeborg's courtroom deputy, and was informed that March 26 is an acceptable date with respect to the court's calendar.

All counsel therefore request and stipulate to a continuance of the status conference date from February 19, 2013 to March 26, 2013.

Counsel for both defendants, as well as Ms. Cadet, likewise agree and stipulate, for both continuity and effective preparation of counsel, that time be excluded under the Speedy Trial Act between February 19, 2013 and March 26, 2013, the date herein requested for further status conference. The additional time is necessary to give counsel the reasonable time necessary for effective preparation (18 U.S.C. § 3161(h)(7)(A) & (h)(7)(B)), taking into account the exercise of due diligence, and it is in the best interests of the defendants to do so. The parties agree that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendants in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

IT IS SO STIPULATED.

Date:_____

MELINDA HAAG
United States Attorney

_____*S*_____
CHINHAYI CADET
Assistant United States Attorney

_____*S*_____
K.C. MAXWELL
Counsel for TONY PATTON

_____*S*_____
PATRICK SWILLINGER
Counsel for THOMASHA MAYFIELD

[PROPOSED] ORDER

For the foregoing reasons, the Court finds that the requested continuance is necessary for continuity of counsel and that the failure to grant the requested continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court further finds that the ends of justice served by granting the requested extension outweigh the best interests of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases.

The Court also concludes that an exclusion of time from February 19, 2013 to March 26, 2013 should be made under 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(iv). The Court finds that the ends of justice served by excluding the period from February 19, 2013 to March 26, 2013 outweigh the best interests of the public and the defendants in a speedy trial under section 3161(h)(7)(A).

IT IS HEREBY ORDERED that the status conference currently set for February 19, 2013 be vacated and reset for March 26, 2013 at 2:30 p.m. **IT IS FURTHER ORDERED** that the time between February 19, 2013 and March 26, 2013 be excluded under the Speedy Trial Act as to both defendants.

Date:_____

_____
HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE